

The City Council of the City of Tuskegee met in regular session on Tuesday, April 28, 2015 at 6:00 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street.

1. **CALL TO ORDER.** *Mayor Johnny Ford.*
2. **INVOCATION.** *Rev. William Lennard.*
3. **PLEDGE OF ALLEGIANCE.** Repeated in Unison.
4. **ROLL CALL.** Fartima B. Clark, City Clerk.

**PRESENT**

Mayor Johnny Ford  
Mayor Pro-Tempore Lawrence F. Haygood, Jr.  
Councilwoman Georgette White Moon  
Councilwoman Ala Whitehead

**ABSENT**

Councilman Frank Christopher Lee, II

5. **APPROVAL OF AGENDA.**

Motion was made by Councilwoman Moon to accept and approve the amended agenda with the following additions: CARE Ambulance Presentation; Head Start Website; Capoeira Group (recreation); and Executive Session. Councilwoman Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** (April 14, 2015)

Motion was made by Councilwoman Whitehead to accept and approve the minutes as circulated with any necessary changes and/or corrections. Councilwoman Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7. **CITIZEN'S COMMUNICATIONS:**

1. Robert Pearson RE: Property on South Main Street
2. Rev. William Lennard/Jacqueline Carlisle RE: 12<sup>th</sup> Annual Carver Festival
3. Lenora Goode RE: City of Tuskegee Leadership
4. Brandon Gines (Crystal Lee, Osagie Idehen & MD Shakir Ahmed) RE: Sink Holes in Macon County
5. Jacqueline Gullette Re: Urgent Care
6. Jonathan Hickes, Jr. RE: ATVs riding on Campbell Drive
7. Maxine Ladette RE: Urgent Care
8. Dyann Robinson RE: Urgent Care
9. Dr. June Samuel, Medical Clinic Board Re: Urgent Care
10. Brandon Gines RE: Holistic Sustainability Center (Capoeira Group (Marshal Arts))  
(Derrell Hampton, Brian Ellis, Raymond Hughley, Jazelyn Fuller, Chelsea Bell, Nia Hicks, Jovon McCloud, Maxine Ladet)

8. **MAYOR'S COMMUNICATIONS.** *Mayor Johnny Ford*

- A. City Council Work Session.
- B. Salem Nursing & Rehabilitation Center.

Motion was made by Mayor Pro-Tempore Haygood to receive and accept a resolution receiving the Salem & Rehabilitation Center building with the understanding that the cost if covered will not exceed \$10,000.00. Councilwoman Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- C. Announcements.

9. **SGA /OTHER AGENCIES, ETC. COMMUNICATIONS.** *NONE.*

10. **CITY MANAGER'S COMMUNICATIONS.** *Harvey L. Smith, City Manager.*

❖ **6:30 PM Public Hearing: Urgent Care Financing - Rescheduled for Tuesday, May 12, 2015**

Presentations:

- Dale Gamble RE: CARE Ambulance.
- Angela Hoffernaum & Eudora Ligon Meeds (mother of Cortez Ligon, deceased)  
RE: Organ Donation Month

City Manager's Communications.

- A. Council Updates.
- B. Street Maintenance Activities.
- C. City Council Concerns.
- D. Financial Report.

Motion was made by Mayor Pro-Tempore Haygood to receive the financial report as circulated. Councilwoman Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- E. Head Start Report:
  - 1. Executive Director's Report (Mar 2015)
  - 2. Enrollment and Attendance Report (Mar 2015)
  - 3. Monthly Summary of Meals and Snacks Provided through USDA (Mar 2015)
  - 4. Revenue & Expenditure Report including Credit Card Report (Mar 2015)
  - 5. 2015-2016 Draft Calendars
    - a. Operational Calendar I (10 Months) – Schools
    - b. Operational Calendar II (11 Months) – Administrative Staff
  - 6. CACFP Administrative Review Final Results Letter

Motion was made by Councilwoman Moon to receive the Head Start Report as circulated. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Motion was made by Mayor Pro-Tempore Haygood to release the website for Head Start. Councilwoman Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- F. Purchase of Trader Property: 101 Westside Street

Motion was made by Mayor Pro-Tempore Haygood that the City Manager, the Assistant to the City Manager and the City Attorney get together to prepare a resolution and to complete all of the necessary things so that the Trader Property can be acquired. Councilwoman Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

G. I-Group NanoPV: Proposal-Tuskegee Advance Grade Solar (PV) Module Manufacturing Council agreed to set a special meeting with this group for Wednesday, April 29, 2015 at 12:00 noon at the Municipal Complex in the L.M Gregg Auditorium.

H. AL DOT: ATRIP resurfacing on Old Montgomery Highway from Franklin Road to Payton Drive.

I. Employee Recognitions: *Police Dept. – Detective Capt. Robin Collins “20 Years of Service”*

J. Announcements:

- a. Statement of Economic Interest Forms must be completed by April 30, 2015 (all Elected & Appointed Officials, Employees serving as Supervisors, Retirees for 2014 Calendar Year).
- b. 12<sup>th</sup> Annual Carver Festival, Saturday, May 2, 2015 downtown Tuskegee.
- c. SCADC: Mayfest Picnic in honor of “Old Americans Month” May 15, 2015, Troy, AL.

11. **ORDINANCES.** NONE.

12. **RESOLUTIONS:**

A. Resolution 2015-54. Resolution Authorizing General Operating Bank Account with Liberty Bank.

Motion was made by Mayor Pro-Tempore Haygood to accept Resolution 2015-54 as stated authorizing general operating bank account with the 2% sales taxes to be placed in this account at Liberty Bank. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

B. Resolution No. 2015-55 (Proclamation). Resolution recognizing April as “Fair Housing” Month.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated recognizing April as Fair Housing Month. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**PROCLAMATION** (Resolution No. 2015-55)

**WHEREAS**, the month of April is recognized throughout the United States of America as Fair Housing Month, and

**WHEREAS**, Title VIII of the Civil Rights, Act of 1968, as amended set forth a nation policy of fair housing without regard to race, color, nationality religion, gender, familial status or disability and

**WHEREAS**, the City of Tuskegee continues to affirmatively further fair housing for its citizens;

**NOW, THEREFORE**, I Johnny Ford, Mayor of the City of Tuskegee do proclaim the month April, 2015 as

“Fair Housing Month”

In the City of Tuskegee, Alabama, in recognition of the significance of fair housing of our way of life and encourage the citizens of our city to observe and support both the letter and spirit of their Housing Laws as an expression of the individual rights guarantee by the United States Constitution and the Constitution of the State of Alabama.

Given Under My Hand and the Great Seal of the City of Tuskegee at City Council Meeting on April 28<sup>th</sup>, 2015 in the L.M. Gregg Auditorium of the Tuskegee Municipal Complex.



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Johnny Ford, Mayor

- C. Resolution 2015-56. Resolution amending the City of Tuskegee Personnel Policies relating to the Electronic Time Entry System.

Motion was made by Mayor Pro-Tempore Haygood to accept Resolution 2015-56 as stated amending the City of Tuskegee Personnel Policies relating to the Electronic Time Entry System. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

## **RESOLUTION NO. 2015-56**

### **A RESOLUTION AMENDING THE CITY OF TUSKEGEE PERSONNEL POLICIES RELATING TO ELECTRONIC TIME ENTRY SYSTEM**

**WHEREAS**, The City Council of the City of Tuskegee, Alabama has determined that there is a need for a revision in the City of Tuskegee Personnel Policies as adopted on September 26, 2006 by Resolution 2006 – 88.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUSKEGEE, ALABAMA AS FOLLOWS:**

**1. Section VII – CONDUCT OF EMPLOYEES**

- 2. 7.01: ATTENDANCE** - shall be and is hereby amended by deleting Attendance and replacing with Electronic Time Clock and by deleting entire paragraph, and replacing with the following, so that Section 7.01 reads, in its entirety, as follows:

All employees (exempt and nonexempt) are required to use the time clock system to record their hours worked. Nonexempt employees are required to clock in/out for payroll and attendance purposes. The time clock records will be used to track attendance for exempt employees.

Employees are required to clock in/out at the time clock located in their department using their last four (4) digits of their Social Security number. If the time clock is malfunctioning or if there is a problem with the time clock, the employee should notify the supervisor immediately and the supervisor will take the appropriate action.

Employees should clock in before starting to work. Nonexempt employees are required to clock in/out for lunch breaks, and at any time when leaving work for non-work purposes.

If the employee misses an entry into the timekeeping system, the employee will notify the supervisor as soon as possible. The supervisor will manually enter the employee's work hours via the manager time clock portal. Employees who consistently miss time clock entries will be subject to disciplinary action.

Employees may not use another employee's number to clock in/out for another employee.

Employees who violate the Employee Time Clock Policy will be subject to disciplinary action. First offenses will result in verbal warnings. Additional offenses will result in a written warning and additional disciplinary action. As with any City of Tuskegee policies, continued lack of compliance may result in termination. Any instance of falsifying time records will result in immediate termination.

**ADOPTED** this the 28<sup>TH</sup> day of April, 2015.

CITY OF TUSKEGEE, ALABAMA

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Johnny Ford, Mayor

ATTEST:

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Harvey L Smith, City Manager

- D. Resolution 2015-57. AL DOT: ATRIP resurfacing: Old Montgomery Highway from Franklin Road to Payton Drive

Motion was made by Mayor Pro-Tempore Haygood to accept Resolution 2015-57 as stated. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2015-57**

**BE IT RESOLVED**, by the City Council of the City of Tuskegee, Alabama as follows:

1. That the City enters into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation for:

The resurfacing on CR-126 (Old Montgomery Highway) from CR-30 (Franklin Road) to Payton Drive. Length – 0.52 miles  
Project# ACOA58350-ATRIP (017); ATRIP#44-03-06

2. That the agreement executed in the name of the City, by its Mayor, for and on its behalf.
3. That the agreement be attested by the City Clerk and the seal of the City affixed thereto.

**BE IT FURTHER RESOLVED**, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City Clerk.

Passed, adopted and approved this 28<sup>th</sup> day of April, 2015.

**ATTESTED:**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor, City of Tuskegee

I, the undersigned qualified and acting clerk of the City of Tuskegee, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution passed and adopted by the City Council of the City named therein, at a regular meeting of such Council held on the 28<sup>th</sup> day of April, 2015, and that such resolution is on file in the City Clerk's office.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City on the 28<sup>th</sup> day of April, 2015.

\_\_\_\_\_  
City Clerk

(SEAL)

E. Resolution 2015-58. Welcome to the First Lady: Mrs. Michelle Obama.

Motion was made by Mayor Pro-Tempore Haygood to accept Resolution 2015-58 as stated welcoming First Lady Michelle Obama. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2015-58**

**WHEREAS**, the City Council of the City of Tuskegee recognizes the visit of Mrs. Michelle Obama to Tuskegee University for the 2015 Spring Commencement.; and

**WHEREAS**, Mrs. Obama is only the second first lady in Tuskegee's history to visit Tuskegee University, the first being Mrs. Eleanor Roosevelt, seventy-four years ago; and

**WHEREAS**, Mrs. Obama is an advocate for higher education, the Mayor and the City Council of Tuskegee commends Tuskegee University for having such an inspiring Commencement speaker. Mrs. Obama, a product of public schools in Chicago, Illinois, Princeton University and Harvard Law School sets an example that many should follow; and

**WHEREAS**, on this occasion, the Mayor and the City Council of Tuskegee extend greetings to Mrs. Obama on behalf of all the citizens of our community and say **"Welcome Mrs. Obama."**

In witness I have hereunto set my hands and caused this seal to be affixed on the 28<sup>th</sup> day of April 2015.

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Johnny Ford  
Mayor

ATTEST:

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Fartima B. Clark, City Clerk

F. Resolution 2015-59. FY 2015 Transportation Alternative Program Grant Application.

Motion was made by Mayor Pro-Tempore Haygood to accept Resolution 2015-59 as stated regarding the FY2015 Transportation Alternative Program Grant Application. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2015-59**

**A RESOLUTION AUTHORIZING GOODWYN MILLS CAWOOD  
TO MAKE APPLICATION TO THE ALABAMA DEPARTMENT OF TRANSPORTATION  
FOR WEST MARTIN LUTHER KING HIGHWAY PEDESTRIAN IMPROVEMENTS  
BETWEEN WEBB STREET AND OLDUVIA BOULEVARD, APPROXIMATELY 5700 LF**

**WHEREAS**, the City of Tuskegee is interested in applying under Alabama Department of Transportation's Transportation Alternatives Program for pedestrian improvements, and

**WHEREAS**, Goodwyn Mills Cawood has the staff and expertise to prepare the City of Tuskegee's grant application;

**BE IT THEREFORE RESOLVED**, by the Mayor and City Council of Tuskegee as follows:

That an application be submitted to ALDOT and that the Council commits to 20% of the construction costs plus the Engineering cost and authorizes the City Manager to execute all documents required by the application.

Passed this 28<sup>th</sup> day of April, 2015, by the City Council of the City of Tuskegee.

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FARTIMA B. CLARK  
City Clerk

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HARVEY L. SMITH  
City Manager

G. Resolution No. 2015-60. Resolution Receiving Salem Nursing & Rehabilitation Building.

Motion was made by Mayor Pro-Tempore Haygood to receive and accept a resolution receiving the Salem & Rehabilitation Center building with the understanding that the cost if covered will not exceed \$10,000.00. Councilwoman Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

**RESOLUTION NO. 2015-60**

**A RESOLUTION ACCEPTING DONATION OF REAL ESTATE LOCATED AT  
502 GAUTIER STREET, TUSKEGEE, ALABAMA**

**WHEREAS**, the City Council of the City of Tuskegee has a vested interest in promoting the general welfare of the citizens of Tuskegee, Alabama and encouraging economic development, and other growth in the City and its police jurisdiction; and

**WHEREAS**, Ball Healthcare Services, Inc. has recently acquired the land, building, equipment and all possessions located at 502 Gautier Street, which for many years was operated by Salem Nursing and Rehab of Tuskegee as a nursing home and rehabilitation facility; and Ball Healthcare Services is desirous of donating the land and all things situated thereupon to the City of Tuskegee; and

**WHEREAS**, the City Council of the City of Tuskegee deems it appropriate and in the best interest of the City to accept the property upon terms agreed upon between the parties, namely that the conveyance is a gift to the City, that Ball Healthcare will incur no fees or expenses in connection with the transfer of the property; and the conveyance will occur before June 1, 2015.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Tuskegee, Alabama as follows:

1. The above recitals are true and correct.
2. The City Council finds and determines that it is in the best interest of the City to accept the said described property, the land and all things situated thereupon at 502 Gautier Street, Tuskegee, Alabama.
3. That the Mayor, City Manager and City Clerk are hereby authorized to execute all necessary documents to facilitate the receipt of the said property and appropriate deed transfer and inventory into the City of Tuskegee.

**APPROVED AND ADOPTED** this the 28<sup>th</sup> day of April, 2015.

CITY OF TUSKEGEE, ALABAMA

\_\_\_\_\_  
Johnny Ford, Mayor

ATTEST:

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Harvey L. Smith, City Manager

13. **CITY ATTORNEY'S REPORT.**

Attorney Gray stated that he is discovery in most of the litigations that the City is involved in and he has some depositions scheduled for Wednesday in a case. He continues to respond in the cases where there is litigation and in the cases where there are notice of claims, he continually works with the lawyers assigned to the cases by the insurance company. Atty. Gray stated that he would be happy to answer any questions from Council Members.

14. **OTHER BUSINESS.**

8:47 PM Motion was made by Mayor Pro-Tempore Haygood for Council to enter Executive Session to discuss good name in character and personnel. Councilwoman Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

9:00 PM Motion was made by Councilwoman Whitehead for Council to come out of the Executive Session. Councilwoman Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There being no further matters to come before the Council at this time, Councilwoman Moon moved to adjourn at 9:02 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

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Johnny Ford, Mayor

ATTEST:

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Fartima B. Clark, City Clerk